

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE: PHARMACEUTICAL INDUSTRY AVERAGE WHOLESALE PRICE LITIGATION
THIS DOCUMENT RELATES TO: J&J Class 1

MDL No. 1456

Master File No. 01-CV-12257-PBS

Judge Patti B. Saris

Magistrate Judge Marianne B. Bowler

PLAINTIFFS' MOTION FOR LEAVE TO FILE UNDER SEAL

Class Counsel respectfully move this Court for leave to file Exhibits C and D to the Declaration of Jennifer Fountain Connolly ("Connolly Declaration") under seal. In support of this Motion, Plaintiffs state as follows:

Exhibit C contains confidential e-mails between Class Counsel and Don Haviland discussing Plaintiffs' settlement positions with J&J. Exhibit D is a letter from Class Counsel to the Withdrawing Plaintiffs, and is protected by the attorney-client privilege. Therefore, both Exhibits should remain under seal.

WHEREFORE, Plaintiffs respectfully request that this Court grant them leave to file these exhibits to the Connolly Declaration under seal.

DATED: April 16, 2010

By: /s/ Steve W. Berman

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CERTIFICATE OF SERVICE

I hereby certify that I, Steve W. Berman attorney, caused a true and correct copy of the foregoing *Plaintiffs' Motion For Leave To File Under Seal* be delivered to all counsel of record by electronic service pursuant to Paragraph 11 of the Case Management Order No. 2, by sending on April 16, 2010 a copy to LexisNexis File and Serve for Posting and notification to all parties

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